



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 10/522,586  
Confirmation No. : 5634  
Applicant : Andrea Seger et al  
Filed : 26 Jan. 2005  
Title : Method for updating device description for field  
devices of process automation technology  
TC/A.U. : 8146  
Examiner : S. Taha  
Docket No. : SEGE3003/FJD  
Customer No. : 23364

**REPLY TO ADVISORY ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Receipt of the Advisory Action of September 3, 2010 is gratefully acknowledged.

In the Advisory Action, the examiner indicated that “[f]or purposes of appeal, the proposed amendment(s): ....will not be entered...” because “further search and/or consideration would be necessitated by the proposed change in scope of the claims..”

The amendment that was filed to the claims on August 12, 2010 merely added the subject matter of claim 8 to claim 7. In effect this amounts to nothing more than placing claim 8 in independent form. No new matter was added by the amendment. Therefore, no basis exists for alleging that “further search and/or consideration would be necessitated..” Claim 8 had already been searched.

A Notice of Appeal is being filed concurrently herewith, and it is

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respectfully requested that the previous amendment be entered so that the appeal can proceed for claims 7, 9 and 11.

Respectfully submitted,



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September 13, 2010

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